

HILL WALLACK LLP

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Attorneys for Defendant, La'Quetta Small
(improperly pled as La'Quetta Small-Frazier)

**UNITED STATES DISTRICT COURT
DISTRICT OF NEW JERSEY**

JANE DOE, on behalf of JOHN DOE,
her minor child,

Plaintiff,

vs.

MARTY SMALL, SR., in his official
capacity as Mayor of Atlantic City, New
Jersey, and individually,

LA'QUETTA SMALL-FRAZIER, in
her official capacity as Former Principal
of Pennsylvania Avenue School, and
individually,

BARRY CALDWELL, in his official
capacity as current Superintendent of
the Atlantic City School District,

PAUL A. SPAVENTA, in his official
capacity as former Interim
Superintendent of the Atlantic City
School District,

Civil Action. No. 1:21-cv-11189-JHR-
SAK

Document electronically filed

**NOTICE OF MOTION
TO DISMISS THE AMENDED
COMPLAINT PURSUANT TO
F.R.C.P. 12(b)(6)**

**ORAL ARGUMENT IS
REQUESTED PURSUANT TO L.
CIV. R. 78.1**

ATLANTIC CITY BOARD OF
EDUCATION, a public entity, and

KAYAN AHMED FRAZIER, an
individual,

Defendants.

TO: Terrell A. Ratcliff, Esq.
300 Atrium Way, Suite 200
Mt. Laurel, NJ 08054
Attorneys for Plaintiff

PLEASE TAKE NOTICE that on October 4, 2021, at 9:00 a.m. or as soon thereafter as counsel may be heard, defendant La'Quetta Small (improperly pled as La'Quetta Small-Frazier) through her attorney, Jeffrey L. Shanaberger, Esq., Hill Wallack LLP, shall move before the United States District Court for the District of New Jersey, Mitchell H. Cohen Building & U.S. Courthouse, 4th and Cooper Streets, Camden, NJ 08101, for an Order dismissing the Amended Complaint in its entirety with prejudice;

PLEASE TAKE FURTHER NOTICE that in support of this motion, the defendant shall rely upon the Brief submitted herewith;

PLEASE TAKE FURTHER NOTICE that the defendant requests oral argument on this motion pursuant to L. Civ. Rule 78.1(b); and

PLEASE TAKE FURTHER NOTICE that a proposed form of Order is submitted herewith.

HILL WALLACK LLP
21 Roszel Road
Princeton, NJ 08543-5226
Attorneys for Defendant,
La'Quetta Small
i/p/a La'Quetta Small-Frazier

By: /s/ Jeffrey L. Shanaberger
Jeffrey L. Shanaberger, Esq.

Dated: September 10, 2021